

BOOK ENTRIES ALPHABETIZED BY AUTHOR LAST NAME

ALLAN EDWARD BARSKY, CONFLICT RESOLUTION FOR THE HELPING PROFESSIONS (2007).

Barsky presents an instructive text that teaches readers how to apply alternative dispute resolution techniques in a variety of conflicts. The text uses case studies, class exercises, discussion questions, role-plays, and assignments.

{60} ADR – GENERAL

{73} SUBJ MATTER – GENERAL

STEPHEN F. BEFORT & PAUL F. GERHART, ARBITRATION 2006: TAKING STOCK IN A NEW CENTURY: PROCEEDINGS OF THE FIFTY-NINTH ANNUAL MEETING, NATIONAL ACADEMY OF ARBITRATORS (2007).

This resource is the publication of a conference held in San Fransisco, California by the National Acadamey of Arbitrators. Among the topics discussed at the conference was the development and effectiveness of grievance arbitration in various contexts.

{44} ARBITRATION – GENERAL

{73} SUBJ MATTER – GENERAL

STEVEN C. BENNET ET AL., BEST PRACTICES FOR INTERNATIONAL ADR: LEADING LAWYERS ON UNDERSTANDING ADR LAW AND POLICIES, OVERCOMING CHALLENGES, AND SUCCEEDING IN A GLOBAL SETTING (2007).

This book contains a collection of articles written by leaders in the field of international alternative dispute resolution. The articles contain advice by partners at some of the nations top law firms on a vast array of ADR topics.

{60} ADR – GENERAL

{92} SUBJ MATTER – INT'L

F. PAUL BLAND, LESLIE A. BAILEY, MICHAEL J. QUIRK, RICHARD H. FRANKEL, & JONATHAN SHELDON, CONSUMER ARBITRATION AGREEMENTS: ENFORCEABILITY AND OTHER TOPICS (2007).

This book is a practice guide for lawyers in challenging consumer arbitration agreements. The authors explore the enforceability of binding arbitration clauses, ways of challenging such clauses, and other arbitration-related topics including discovery rules.

{44} ARBITRATION – GENERAL

{79} SUBJ. MATTER – CONSUMER

CDR ASSOCIATES, CONFLICT RESOLUTION FOR MANAGERS AND LEADERS: THE CDR ASSOCIATES TRAINING PACKAGE (2007).

This training program has been recognized for its high quality, effective, and innovative approach to handling conflict in diverse workplace settings. This is a comprehensive training program.

{53} COLLABORATIVE LAW – GENERAL

{96} SUBJ. MATTER – EMPLOYMENT (NON-UNION)

THOMAS E. CARBONNEAU, ARBITRATION IN A NUTSHELL (2007).

A basic introduction to U.S. arbitration law, this book explains the case law providing for the enforceability of arbitration agreements, and illustrates common uses of arbitration, including labor, commercial, employment, consumer, and securities disputes.

{44} ARBITRATION – GENERAL

{75} SUBJ. MATTER – COMMERCIAL

{93} SUBJ MATTER – LABOR – GENERAL

{96} SUBJ. MATTER – EMPLOYMENT (NON-UNION)

THOMAS E. CARBONNEAU, CASES AND MATERIALS ON ARBITRATION LAW AND PRACTICE (2007).

This casebook covers major themes within the field of arbitration, with a specific focus on recent developments in court decisions regarding arbitration and arbitration procedures.

{44} ARBITRATION – GENERAL

{73} SUBJ MATTER – GENERAL

THOMAS E. CARBONNEAU & PHILIP MCCONNAUGHAY, AAA HANDBOOK ON EMPLOYMENT ARBITRATION AND ADR (2007).

This is the American Arbitration Association publication serving as an introduction to the various employment-related fields in which arbitration is likely to be used.

{44} ARBITRATION – GENERAL

{96} SUBJ. MATTER – EMPLOYMENT (NON-UNION)

THOMAS E. CARBONNEAU & PHILIP MCCONNAUGHAY, AAA HANDBOOK ON LABOR ARBITRATION (2007).

This is the American Arbitration Association publication serving as an introduction to the various labor-related fields in which arbitration is likely to be used.

{44} ARBITRATION – GENERAL

{93} SUBJ MATTER – LABOR – GENERAL

2007 BIBLIOGRAPHY ISSUE: BOOKS

ZOE CHAFE & MICHAEL RENNER, BEYOND DISASTER: CREATING OPPORTUNITIES FOR PEACE (2007).

This book examines the dispute resolution systems that arose during the aftermath of natural disasters in Southeast Asia. The authors conclude that as natural disasters become more destructive, a matching response is needed from governments.

{60} ADR – GENERAL

{77} SUBJ. MATTER – COMMUNITY

HABIB CHAMOUN-NICOLAS, NEGOTIATION LIKE A PHOENICIAN: DISCOVER TRADEABLES (2007).

The author examines ancient negotiation techniques described in the Bible. He then demonstrates the usefulness of such ancient techniques in modern business settings. He includes an instructive section on online negotiations.

{1} NEGOTIATION – GENERAL

{79} SUBJ. MATTER – CONSUMER

CYRIL CHERN, CHERN ON DISPUTE BOARDS: PRACTICE AND PROCEDURE (2007).

This book provides the knowledge necessary for those actively involved in dispute board work as well as for those who need to learn the process. The book uses a historical study of case law to examine dispute boards.

{60} ADR – GENERAL

{80} SUBJ. MATTER – CONSTRUCTION

STEPHEN P. COHEN, NEGOTIATE YOUR WAY TO SUCCESS (2007).

This book discusses strategies to employ in order to become more successful in conducting negotiations.

{1} NEGOTIATION – GENERAL

{73} SUBJ MATTER – GENERAL

ROBERT CONOVER, STRATEGIC TORT-MEDIATION NEGOTIATION FOR THE DEFENSE (2007).

This book, designed for experienced defense attorneys, provides a detailed analysis of tort mediation and teaches advanced techniques in the practice area. The author describes various strategies to be used for each of the phases of the mediation process.

{60} ADR – GENERAL

{73} SUBJ MATTER – GENERAL

CHARLES B. CRAVER & GERALD R. WILLIAMS, LEGAL NEGOTIATION (2007).

Williams and Craver present an instructive book for attorneys and law students to develop negotiating skills. The book describes negotiating styles, stages in the negotiation process, and factors that affect the negotiating process.

{1} NEGOTIATION – GENERAL

{73} SUBJ MATTER – GENERAL

NICHOLAS DOROCHOFF, NEGOTIATION BASICS FOR CULTURAL RESOURCE MANAGERS (2007).

Dorochoff discusses the steps of the negotiation process. In a workshop fashion, Dorochoff shows the reader a step-by-step procedure for conducting a negotiation, including how conflicts can arise and how they can be solved.

{1} NEGOTIATION – GENERAL

{155} TEACHING

CHRISTOPHER R. DRAHOZAL & CHRISTOPHER S. GIBSON, THE IRAN-U.S. CLAIMS TRIBUNAL AT 25: THE CASES EVERYONE NEEDS TO KNOW FOR INVESTOR-STATE & INTERNATIONAL ARBITRATION (2007).

Drahozal and Gibson provide readers with a critical base to study how the Iran-U.S. Claims Tribunal jurisprudence can be relevant to investor-State arbitration. The book contains a commentary from experts on the usefulness of Tribunal precedent in international dispute resolution.

{44} ARBITRATION – GENERAL

{92} SUBJ MATTER – INT'L

MARILYN ENDRISS & STEPHEN RANDELS, EMERGING TRENDS IN DISPUTE RESOLUTION (2007).

This book discusses dispute resolution trends in the corporate, government, and private sectors, the 2007 Dispute Resolution Board practice and procedures manual, and collaborative law challenges and opportunities.

{1} NEGOTIATION – GENERAL

{44} ARBITRATION – GENERAL

{87} SUBJ MATTER – GOV'T

2007 BIBLIOGRAPHY ISSUE: BOOKS

PAUL FARR, S. BROOK MILLARD, ALAN W. MORTENSEN, & JOSEPH C. RUST, THE ART OF THE SETTLEMENT (2007).

This manual is designed as part of a training seminar focused on effective advocacy in attempting to negotiate an advantageous settlement. Topics covered include devising a settlement strategy, negotiation techniques, and settlement conferences.

{1} NEGOTIATION – GENERAL

{73} SUBJ MATTER – GENERAL

JOHN FELLAS, INTERNATIONAL ARBITRATION 2007 (2007).

This book is a companion to the Practicing Law Institute's program "International Arbitration 2007." The focus of the book is on the resolution of international business disputes and the issues they raise in the context of litigation, arbitration, and mediation.

{44} ARBITRATION – GENERAL

{92} SUBJ MATTER – INT'L

ROGER FISHER & DANIEL SHAPIRO, BUILDING AGREEMENT: USING EMOTIONS AS YOU NEGOTIATE (2007).

This book addresses the emotions and relationships inevitably involved in negotiation. By identifying the five core concerns that stimulate emotion—appreciation, affiliation, autonomy, status, and role—the authors explain how to control and leverage emotion.

{1} NEGOTIATION – GENERAL

{73} SUBJ MATTER – GENERAL

GAIL KLEVEN GELB, RICHARD M. GELB, & MICHAEL W. ELLEN, REPRESENTING FAMILY BUSINESSES IN DISPUTES (2007).

This book discusses the legal and tax aspects of family business planning and dispute resolution, as well as family business conflict generators and the best way to represent family businesses in dispute.

{53} COLLABORATIVE LAW – GENERAL

{85} SUBJ MATTER – FAMILY (DOMESTIC REL.)

HENNER GIMPEL, PREFERENCES IN NEGOTIATIONS: THE ATTACHMENT EFFECT (2007).

This book assesses the attachment effect in negotiations theoretically and experimentally from both a microeconomic and a psychological perspective. The attachment effect is a cognitive bias whereby parties are influenced by their subjective expectations.

{1} NEGOTIATION – GENERAL

{73} SUBJ MATTER – GENERAL

MARC GLADNER, MACK JONES, & DENNIS I. WILENCHIK, THE ART OF SETTLEMENT (2007).

This book discusses early settlement strategies, the settlement process, how to succeed at settlement conferences, techniques for winning strong settlement awards, ethical considerations and depositions, and using mediation when settlements do not work.

{1} NEGOTIATION – GENERAL

{21} MEDIATION – GENERAL

PAUL R. GUPTA & WILLIAM TANENBAUM, RESOLVING TECHNOLOGY AND MEDIA DISPUTES BEFORE TRIAL (2007).

This is a compilation of various methods used to settle pre-trial disputes regarding the use of media in the courtroom. Methods suggested include mediation and arbitration.

{21} MEDIATION – GENERAL

{44} ARBITRATION – GENERAL

THOMAS J. HINE & JOHN K. BRUBAKER, NASD ARBITRATION SOLUTION: FIVE BLACK BELT PRINCIPLES TO PROTECT AND GROW YOUR FINANCIAL SERVICES PRACTICE (2007).

This book describes Thomas Hine's 22 month arbitration with the National Association of Securities Dealers. Hine ultimately prevailed in his arbitration thanks to five martial arts principles.

{44} ARBITRATION – GENERAL

{124} COMPARISONS – CROSS-CULTURAL

JAMES R. HOLBEIN & NICK W. RANIERI, NAFTA—NORTH AMERICAN FREE TRADE AGREEMENTS: CHAPTER 11 INVESTOR-STATE ARBITRATION (2007).

This book provides an overview of Chapter 11 of NAFTA, which deals with investor-state arbitration proceedings. The book also provides information and analysis of several key tribunal decisions in this area.

{44} ARBITRATION – GENERAL

{92} SUBJ MATTER – INT'L

GAVIN KENNEDY, STRATEGIC NEGOTIATION (2007).

This book focuses on strategies for successful negotiations such as bid strategies; techniques for analyzing your position before you start and reassessing it during the negotiation; and the negotiation agenda and how to design and compile it.

{1} NEGOTIATION – GENERAL

{155} TEACHING

2007 BIBLIOGRAPHY ISSUE: BOOKS

GILBERT M. KHADIAGALA, MEDDLERS OR MEDIATORS?: AFRICAN INTERVENERS IN CIVIL CONFLICTS IN EASTERN AFRICA (2007).

Drawing from cases of mediated settlements in Eastern Africa, this book provides an analysis of the strengths and weaknesses of African intervener's in civil wars against the backdrop of theories of negotiations and mediation.

{21} MEDIATION – GENERAL

{92} SUBJ MATTER – INT'L

CATHERINE LEE, THE NEW RULES OF INTERNATIONAL NEGOTIATION (2007).

This book introduces the reader to negotiation techniques useful in the international business market. Includes discussion of China, Japan, Korea, Hong Kong, Russia, India, Europe, the Eastern Bloc countries, and South America.

{1} NEGOTIATION – GENERAL

{75} SUBJ. MATTER – COMMERCIAL

{92} SUBJ MATTER – INT'L

MICHAEL SOON LEE & GRANT TABUCHI, BLACK BELT NEGOTIATING: BECOME A MASTER NEGOTIATOR USING POWERFUL LESSONS FROM THE MARTIAL ARTS (2007).

Lee and Sensei Tabuchi apply the wisdom and the skills of martial arts to the realm of negotiating. Using this martial arts perspective, the authors provide a step-by-step guide on how to become a better negotiator.

{1} NEGOTIATION – GENERAL

{73} SUBJ MATTER – GENERAL

JULIAN LEW & LOUKAS A. MISTELIS, ARBITRATION INSIGHTS: TWENTY YEARS OF THE ANNUAL LECTURE OF THE SCHOOL OF INTERNATIONAL ARBITRATION, SPONSORED BY FRESHFIELDS BRUCKHAUS DERINGER (2007).

Leading academics and practitioners explore the issues of States and state enterprises in arbitration, including the following topics: International investment arbitration and national regulation of arbitration with particular focus on the English Arbitration system.

{44} ARBITRATION – GENERAL

{73} SUBJ MATTER – GENERAL

{92} SUBJ MATTER – INT'L

J. ANDERSON LITTLE, MAKING MONEY TALK: HOW TO MEDIATE INSURED CLAIMS AND OTHER MONETARY DISPUTES (2007).

Making Money Talk is a guide for mediators resolving insurance claims and other monetary disputes, especially between individuals and corporations. It discusses effective techniques and models as well as ethical issues involved in mediation.

{21} MEDIATION – GENERAL

{81} SUBJ MATTER – CORPORATE

STEPHEN W. LITTLEJOHN & KATHY DOMENICI, COMMUNICATION, CONFLICT, AND THE MANAGEMENT OF DIFFERENCE (2007).

The book examines the root of conflict between people in various settings, and then suggests ways to manage conflict through mediation. The book takes a step-by-step view of the mediation process, and details how each step helps resolve disputes.

{21} MEDIATION – GENERAL

{77} SUBJ. MATTER – COMMUNITY

CARL LYONS, I WIN, YOU WIN: THE ESSENTIAL GUIDE TO PRINCIPLED NEGOTIATION (2007).

This book begins by recognizing the ubiquitous existence of negotiation in everyday life. In light of this omnipresence, this book suggests a number of ways to make these casual negotiations more equitable and fair for the parties who participate in them.

{1} NEGOTIATION – GENERAL

{77} SUBJ. MATTER – COMMUNITY

KARL MACKIE, DAVID MILES, WILLIAM MARSH, & TONY ALLEN, THE ADR PRACTICE GUIDE: COMMERCIAL DISPUTE RESOLUTION (2007).

This book is a guide to commercial dispute resolution in the United Kingdom. It covers the principles, process, and practice of all aspects of alternative dispute resolution for commercial purposes.

{53} COLLABORATIVE LAW – GENERAL

{75} SUBJ. MATTER – COMMERCIAL

2007 BIBLIOGRAPHY ISSUE: BOOKS

CAMPBELL MCLACHLAN, LAURENCE SHORE, MATTHEW WEINIGER, LOUKAS MISTELIS, INTERNATIONAL INVESTMENT ARBITRATION: SUBSTANTIVE PRINCIPLES (2007).

This book provides an analytical survey of the developing substantive principles used by international investment tribunals. Key areas of coverage include the instruments under which investment disputes arise and the legal basis of treaty arbitration.

{44} ARBITRATION – GENERAL

{92} SUBJ MATTER – INT'L

PAMELA MEADOWS, A REVIEW OF THE ECONOMIC IMPACT OF EMPLOYMENT RELATIONS SERVICES DELIVERED BY ACAS (2007).

A study conducted by the British National Institute of Economic and Social Research showed that for every £1 that British taxpayers contributed to employment dispute resolution services, £16 were returned. British dispute resolution services added £800 million.

{60} ADR – GENERAL

{93} SUBJ MATTER – LABOR – GENERAL

MICHAEL MEYER & JOHN WOOD, NEGOTIATING COMMERCIAL LEASES (2007).

This book is a companion to the Practising Law Institute's program "Negotiating Commercial Leases: How Owners and Corporate Occupants Can Avoid Costly Errors - Fall 2007." The focus of the book is on improving the bargaining and drafting expertise of attorneys.

{1} NEGOTIATION – GENERAL

{75} SUBJ. MATTER – COMMERCIAL

DENNIS NOLAN, LABOR AND EMPLOYMENT ARBITRATION IN A NUTSHELL (2007).

The book tries to make labor and employment arbitration law simplified. The expert coverage provides a description of the origin, development, and practice of labor arbitration. The text focuses on the fundamentals of the labor arbitration process.

{44} ARBITRATION – GENERAL

{93} SUBJ MATTER – LABOR – GENERAL

THOMAS P. OWENS, JR., STRAUS INSTITUTE FOR DISPUTE RESOLUTION, MEDIATOR LISTENING CONSIDERED (2007).

This disseration involves a discussion about the mediation process. Specifically, this book focuses on the mediator's role in the mediation process by analyzing various mediator approaches and their effectiveness.

{21} MEDIATION – GENERAL

{73} SUBJ MATTER – GENERAL

GUISEPPE DE PALO & MARY TREVOR, ARBITRATION AND MEDIATION IN THE SOUTHERN MEDITERRANEAN COUNTRIES (2007).

This book combines essays from thirty-three experts who describe the use of arbitration and mediation in commercial matters in Algeria, Egypt, Israel, Jordan, Lebanon, Morocco, Syria, Tunisia, Turkey, and the West Bank and Gaza Strip.

{21} MEDIATION – GENERAL

{44} ARBITRATION – GENERAL

{92} SUBJ MATTER – INT'L

SRIRAM PANCHU, SETTLE FOR MORE: THE WHY, HOW AND WHEN OF MEDIATION (2007).

Author argues against the current justice system and encourages resolving disputes through mediation. The book claims to dispel misconceptions about the system of mediation.

{21} MEDIATION – GENERAL

{73} SUBJ MATTER – GENERAL

FRANK R. PFETSCH, NEGOTIATING POLITICAL CONFLICTS (2007).

The author argues that negotiations are the only way to resolve conflict in an increasingly interdependent world. The author bases this argument on a lengthy discussion of negotiations, how they should work, and how cultural differences help shape them.

{1} NEGOTIATION – GENERAL

{87} SUBJ MATTER – GOV'T

MICHAEL PRYLES & MICHAEL MOSER, THE ASIAN LEADING ARBITRATORS' GUIDE TO INTERNATIONAL ARBITRATION (2007).

Various authors offer thoughtful advice and insights into the world of international arbitration. The book will be useful not only to persons who may serve as arbitrators in international arbitral proceedings but also to those who may.

{44} ARBITRATION – GENERAL

{92} SUBJ MATTER – INT'L

2007 BIBLIOGRAPHY ISSUE: BOOKS

DAVID E. ROBBINS, *SECURITIES ARBITRATION 2007: ARBITRATORS AND MEDIATORS – WINNING THEIR HEARTS AND MINDS* (2007).

This program includes customer and defense attorneys, respected arbitrators and mediators, and the Director of Arbitration of the consolidated NASD/NYSE arbitration forum, along with two senior members of his staff who examine the pivotal role of arbitrators.

{21} MEDIATION – GENERAL

{44} ARBITRATION – GENERAL

THOMAS STAPLEFORD, *IN DISPUTE CONFLICT RESOLUTION FOR SCHOOL LEADERS* (2007).

Mediation and negotiation involve an attempt to predict and influence the course of future events without conflict by developing systems to prevent it (conflict) or to deal with it when it happens.

{1} NEGOTIATION – GENERAL

{21} MEDIATION – GENERAL

{83} SUBJ MATTER – EDUCATION

DAVID SZABLOWSKI, *TRANSNATIONAL LAW AND LOCAL STRUGGLES: MINING, COMMUNITIES, AND THE WORLD BANK* (2007).

This book follows a negotiation concerning mining rights between a transnational mining enterprise and a group of indigenous peasants in Peru. As transnational mining ventures become more prevalent, the author examines how legal authority is distributed.

{1} NEGOTIATION – GENERAL

{92} SUBJ MATTER – INT'L

YASUHEI TANIGUCHI, ALAN YANOVICH, & JAN BOHANES, *THE WTO IN THE TWENTY-FIRST CENTURY: DISPUTE SETTLEMENT, NEGOTIATIONS AND REGIONALISM IN ASIA* (2007).

This is a collection of essays in which leading scholars and practitioners in the field of international trade from North America, Europe, and Asia-Pacific examine the issues of dispute settlement, negotiations, and regional integration.

{60} ADR – GENERAL

{92} SUBJ MATTER – INT'L

LEIGH THOMPSON, *THE TRUTH ABOUT NEGOTIATIONS* (2007).

This book describes fifty three negotiation techniques and principles from Thompson, a distinguished Professor of Dispute Resolution & Organizations at the Kellogg School of Management at Northwestern University.

{1} NEGOTIATION – GENERAL

{73} SUBJ MATTER – GENERAL

E. WENDY TRACHTE-HUBER & STEPHEN K. HUBER, MEDIATION AND NEGOTIATION: REACHING AGREEMENT IN LAW AND BUSINESS (2007).

This book focuses on consensual dispute resolution processes, predominantly mediation and negotiation. This book also gives numerous situations in which mediation and negotiation can be used.

{1} NEGOTIATION – GENERAL

{21} MEDIATION – GENERAL

{73} SUBJ MATTER – GENERAL

ANDREW TWEEDDALE & KEREN TWEEDDALE, ARBITRATION OF COMMERCIAL DISPUTES: INTERNATIONAL AND ENGLISH LAW AND PRACTICE (2007).

This book describes international and English arbitration law, addressing topics in chronological order from the beginning of the arbitral process to the issue of the arbitral award.

{44} ARBITRATION – GENERAL

{75} SUBJ. MATTER – COMMERCIAL

{92} SUBJ MATTER – INT'L

PETER WALLENSTEEN, UNDERSTANDING CONFLICT RESOLUTION: WAR, PEACE AND THE GLOBAL SYSTEM (2007).

This book links the theory of conflict resolution to in-depth case studies. The first part reviews the development of conflict resolution since the Cold War and demonstrates the various approaches to conflict analysis.

{60} ADR – GENERAL

{92} SUBJ MATTER – INT'L

STUART G. WEBB & RON OUSKY, THE COLLABORATIVE WAY TO DIVORCE: THE REVOLUTIONARY METHOD THAT RESULTS IN LESS STRESS, LOWER COSTS, AND HAPPIER KIDS, WITHOUT GOING TO COURT (2007).

This book discusses collaborative law as an alternative to divorce litigation. This includes how couples divide their assets and reinvent their post-divorce relationships, as well as child custody.

{44} ARBITRATION – GENERAL

{85} SUBJ MATTER – FAMILY (DOMESTIC REL.)

2007 BIBLIOGRAPHY ISSUE: BOOKS

MARK WEISS & DARLA GOODWIN, ALTERNATIVE DISPUTE RESOLUTION FOR FAMILY LAW CASES: STAYING OUT OF COURT (2007).

This book discusses the difference between a mediation and a settlement conference, the emotional issues of family law cases, collaborative law, and the efficiency and ethics of mediation and arbitration.

{21} MEDIATION – GENERAL

{44} ARBITRATION – GENERAL

{85} SUBJ MATTER – FAMILY (DOMESTIC REL.)

I. WILLIAM ZARTMAN, PEACEMAKING IN INTERNATIONAL CONFLICT: METHODS & TECHNIQUES (2007).

This is a collection of essays describing the methods of peacemaking that are currently available and critically assesses their usefulness and limitations.

{60} ADR – GENERAL

{92} SUBJ MATTER – INT'L

